



The Indiana State Emergency Response Commission's Quarterly Newsletter Summer 2003

2003 Emergency Responder Conference

The Indiana Emergency Response Commission (IERC) and the Emergency Management Alliance of Indiana (EMAI) are sponsoring a conference in Indianapolis from October 17-19, 2003. The theme of the conference will be "Preparing Freedom's Lifeline...Level "Red": How do we respond?"

General Information

The conference will be held from 7:00am on Friday, October 18th to 12:00pm on Sunday, October 19th, 2003, at the Marriott East Indianapolis Hotel. The registration fee per person before September 1, 2003 is \$119.00, and after September 1 is \$150.00.

Cancellation Policy

No refunds will be made. Registrants who cannot attend may transfer their registrations to other persons, but such transfers must be requested in writing to the conference registrar.

Hotel Information

Location: Marriott East Indianapolis
21st Street & Shadeland Avenue

Room Rates: \$79.00/night, Single/Double
To receive discounted room rate, identify yourself with the "Emergency Management Conference."

Reservations: (317) 352-1231 (Phone)
(317) 352-9775 (Fax)

Cut-Off Date: October 1, 2003.

At the cut-off date, the hotel will release any unre-

served rooms. Post-10/1 reservations will depend on availability.

Exhibits

Ample time will be provided in the conference schedule for reviewing and comparing the latest emergency response products and equipment available, and to meet with representatives of many different companies. Attendees may visit the tabletop and outside exhibits between courses, and during lunch and refreshment breaks. Exhibits will feature hands-on product demonstrations, natural and technological hazards resources, and one-on-one consultations with technical and marketing personnel. This educational opportunity is included in the conference registration fee. Exhibits will be available on Thursday, October 16 from 5:30pm to 8:00pm; on Friday, October 17 from 8:00am to 7:00pm; and on Saturday, October 18 from 8:00am to 6:00pm.

Agenda

Thursday, 10/16/2003

05:00pm-7pm: Early Registration

Friday, 10/17/2003

07:00am-08:00am: Registration/Continental Breakfast

08:00am-08:45am: Opening Ceremonies

08:45am-9:45am: Top Off 2 Exercise

09:45am-10:15am: Break

10:15am-11:00am: Breakout Sessions 1, 2, 3, 4

11:05am-11:50am: Breakout Sessions 5, 6, 7, 8

12:00pm-01:00pm: Lunch/EMAI Report & Awards

01:15pm-02:00: Breakout Sessions 9, 10, 11, 12

02:00pm-02:30pm: Break

02:30pm-03:15pm: Breakout Sessions 13, 14, 15, 16

03:15pm-03:45pm: Break

(See page 7 for a registration form.)

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CHAIRMAN'S CORNER

by **Patrick R. Ralston, Chairman, Indiana Emergency Response Commission**



Greetings, Everyone. It's happened again. For the 3rd time in two years, the President

has declared parts of Indiana disaster as areas. This time, 40 counties in the northern two thirds of the state were involved. A series of storms, which started on July 4th, caused extensive and prolonged flooding. A number of hazardous materials and environmental issues faced responders, including industries threatened by water and sewage treatment plants inundated. It all shows that local emergency planning is vital to the long-term success of the state.

This is proving to be a busy year.

In April and June, I attended meetings of the Gilmore Commission, as we worked our fifth and final report to the President and Congress on our assessment of domestic response capabilities for terrorism involving weapons of mass destruction, as well as recommendations for improvement. At the June meeting, it was my honor to meet with Homeland Security Director Tom Ridge. He said the challenge facing America is to take old structures and bring them into the 21st century by building new capabilities that include science and technology. He also called for allowing decision-making to occur at the regional level, not just in DC. Secretary Ridge agreed with my

concern that information from the homeland security office needs to be shared with emergency management directors throughout the United States and not be limited to a few agencies. A lack of information sharing was one of the causes of 9-11.

Terrorism was the focus of a national exercise I attended in Seattle and Chicago in May as an observer representing the Gilmore Commission. TOPOFF2 (Top Officials 2) involved nineteen federal departments and agencies, the American Red Cross, state and local officials and the Canadian government. It allowed us to practice the coordination between national and international agencies needed to respond to a massive terrorist event.

At the end of June and beginning of July, I chaired the Central United States Earthquake Consortium (CUSEC) board of directors meeting in Nashville, TN. This year marks the 20th anniversary of CUSEC, which has the mission of reducing the number of deaths, injuries, property damage, and economic losses resulting from earthquakes in the Central United States. Indianapolis will host the board's next meeting on September 25, 2003.

Speaking of meetings, the joint Indiana Emergency Response Commission (IERC)/Emergency Management Alliance of Indiana (EMAI) conference will be held on October 17 – 19 in Indianapolis. Conference details and a registration form appear elsewhere in this

issue of *The SERCULAR*.

The long-awaited West Valley spent nuclear fuel shipment finally passed through Indiana on its way from New York State to Idaho. The train spent an hour in Peru where it was checked by inspectors from Indiana and Illinois. There were no problems, but we were ready if any developed. In anticipation of the movement, SEMA's Joe Bell trained 1,000 responders along the route in case something went wrong. Joe and Dave Crose were in Peru to observe the operation.

Nuclear waste shippers have to pay more to cross the state. Senate Bill 160 went into effect on July 1st. It requires a transportation fee of \$1,000 for each cask of high-level nuclear waste in the shipment, rather than \$1,000 per shipment. Low-level shippers must now submit a transportation fee of \$100 for each shipment. The money will go to a nuclear response fund for training and equipment.

Finally, the timetable for destruction of Nerve Agent VX stored at the Newport Chemical Depot is unclear. The plant built to neutralize VX is ready, but there are a few problems to be overcome if the October startup is to occur. Delays could happen if the byproduct of neutralization fails to meet Army standards for purity, or if a lawsuit prevails by a citizens' group in Ohio trying to prevent the shipment of that material to a waste processing facility in Dayton.

'Til next issue.

LEGAL MATTERS

LEGAL ISSUES WITHOUT LEGALESE

by Brad Gavin, General Counsel for SEMA/DFBS

This column examines legal issues important to the Indiana Emergency Response Commission, Local Emergency Planning Committees, and emergency response organizations. The column's goals are to aid in understanding legal duties and to help solve legal problems before they arise. This column is informational only, and does not constitute legal advice.



The Indiana Emergency Response Commission and Indiana's Local Emergency Planning Committees



Local Emergency Planning Committees (LEPCs) play an important role in ensuring that the public and the environment are protected from accidental chemical releases. Under Title III of SARA (42 U.S.C. 11001 et seq.), each LEPC is charged

with developing an emergency response plan to deal with accidental chemical releases from SARA Title III facilities in its county and with making the chemical information submitted by those facilities available to the general public.

The Local Emergency Planning And Right-To-Know Fund (Fund) was established by the State of Indiana for the purpose of providing each LEPC with funds to help implement Title III of SARA. The money in this Fund is the result of fees imposed on facilities that are required to submit an emergency and hazardous chemical inventory form. In the year 2002, the Fund received approximately \$634,000 as a result of these fees.

Each year the Indiana Department of State Revenue distributes money from the Fund in accordance with an established formula. Ten percent of the monies are distributed to the Indiana Emergency Response Commission (IERC) to be used to enhance communication among LEPCs and between LEPCs and the IERC in order to strengthen joint hazardous material incident response capabilities. The remaining ninety percent of the monies is distributed to the counties for use by the LEPCs. Each LEPC receives a minimum of \$2,500, with the rest divided among the LEPCs, based on the number of facilities in each county.

However, the Indiana Department of State Revenue may distribute the money to a county only after receiving notice from the IERC that the LEPC for the county has met four specific requirements. These four requirements are to: (1) satisfy the requirements of SARA; (2) prepare and submit a roster to the IERC at least once each year; (3) meet at least two times every six months; and (4) prepare and submit a report to the IERC that describes the expenditures of LEPC in the preceding year that were paid for with money distributed from the Fund.

Approximately 39 (inactive LEPCs) of the 92 LEPCs did not meet all of these requirements in 2002, and therefore, were not eligible to receive money from the Fund. The money that would have otherwise been distributed to these inactive LEPCs remains in the Fund and is divided among the LEPCs that did meet all of these requirements (active LEPCs).

A bill has been passed in the Indiana Legislature that will make it easier for all LEPCs to achieve the 4-meetings requirement. This bill provides that LEPCs must meet twice every six months, rather than once a quarter. This change will also benefit those inactive LEPCs that are working toward becoming active. Previously, if an inactive LEPC had begun the process to become active after the first quarter had already passed, the LEPC would have been ineligible to receive money from the Fund, as they would have been unable to meet during the first quarter.

LEPCs rely on the efforts of dedicated volunteers to fulfill their important charge to protect the public and the environment from accidental chemical spills. The Local Emergency Planning And Right-To-Know

LEPC News from Around the State

Lake County LEPC Receives Award



Lake County LEPC Chairman Bill Timmer (L) receives "Silver Award" from Jim Barry.

The Lake County LEPC was the recipient of a \$500 award presented to them on behalf of the Elgin, Joliet, and Eastern Railway Company. The EJ&E was awarded the American Short Line and Regional Railroad Association's (ASLRRA) "Silver Award" for their outstanding safety performance in 2002. The award was co-sponsored by CANAC, Inc. and Marsh, Inc. through the ASLRRA aimed at promoting safety throughout the short line and regional railroad industry.

Presentation of the award was made by Mr. Jim Barry to the Lake County LEPC on June 26, 2003 at their monthly meeting. Mr. Barry is co-facilitator for the Railway's Safety and Health Operating Practices Committee (SHOP).

UTLX Hosts Lake County Emergency Planning Committee

Union Tank car hosted a Lake County LEPC training session in May. Dave Modrowski, UTLX environmental specialist and Lake County LEPC member, helped to organize the event. Attending were fire fighters, government officials, health care workers, and the media.

UTLX President Frank Lester addressed the group, saying, "We're not a chemical manufacturer, but we handle chemicals every day and our employees are trained to handle them safely. Railroad tank cars are the safest way to move hazardous chemicals. But, in case there is an accident or an act of terrorism, we want to make sure that the members of the LEPC are familiar with the anatomy of tank cars and the best ways to handle them in an emergency situation."

Gary Zimmer, BP regulatory compliance manager, educated the group on avoiding and responding to tank car disasters, both in a classroom setting and in a hands-on session, using the BP Safety Train, which was on already on location for a recent UTLX customer tank car seminar. "More and better training has decreased the potential for chemical accidents," says Zimmer.

"The idea for hosting this event came about last fall during a conversation with Mary Dinkel, Bruce Winslow, Dave Herrin and myself as a demonstration of UTC's Responsible Care Initiative," says Dave Modrowski.

"As part of our community outreach, Mary suggested that I attend the LEPC general meetings. During one particular meeting, they were looking for some training ideas. I mentioned this, and the Responsible Care stewards took over the project."

(Courtesy of **UTLX Lines**, May/June 2003)

IERC & LEPCs.....from page 3

Fund was established to make funds available to LEPCs that are working to fulfill this charge. The Indiana Emergency Response Commission, the State Emergency Management Agency, and the LEPC Field Coordinators, in particular, are ready and willing to assist inactive LEPCs to allow them to fulfill this important charge and obtain the monetary assistance from the Fund that the LEPC is eligible to receive.

Do you have a legal question? Call Brad Gavin at (317) 233-4928, and your question may become the basis of a future column.

FIELD NOTES

by Ian Ewusi-Wilson and Kathy Dayhoff-Dwyer



We all know that while LEPCs are unique and dynamic, they are also frequently fluid. New persons are recruited and welcomed into membership roles, and tasks that require lots of patience and perseverance are undertaken.

Regrettably though, LEPCs lose members during the course of the year for numerous reasons. We'd like to take the opportunity to say a very big "Thank You" to all past and current LEPC members for the invaluable services they have rendered.

As we continue to help counties create and maintain active and vibrant LEPCs, it is essential that we ensure that members are aware of the LEPC's role in a community and the opportunities it could make available to help create and/or maintain safer communities.

To this end, LEPC outreach and training efforts are important. But, without adequate funding, the full potential of training and outreach efforts may not be reached. So with the help of the LEPC Field Representatives, LEPCs must work to receive all of the funding available to their respective committees.

The formula for receiving all LEPC funding from the Indiana Emergency Response Commission (IERC) is quite simple. It entails double-checking your records to ascertain that any and all outstanding documentation from 2002 is submitted.

This will allow for the timely release of the monies to your committee. Make sure you have received receipt notifications from the IERC for calendar year 2002 on the following annual requirements:

- Legal Notices (a copy of the publisher's

affidavit)

- Membership Roster (all categories filled and the form signed)

- Fiscal Report (for previous year expenditures, along with the county treasurer's printout)

- Bylaws (if different from prior year's)

- Exercise Report (request and credit reports)

- Plan Review (required updates)

- Meeting Minutes (4 meetings total - 2 meetings per 6 months)



Now that you have met all documentation requirements and have been issued your yearly funding, the next immediate question is, "What are the rules for LEPC expenditures?" The IERC has defined 7 broad expense categories within which LEPCs may operate.

The categories are as follows:

- Establishing a SARA Title III plan
- Dealing with public information requests
- Training for emergency HAZMAT response
- Equipping a HAZMAT response team
- Purchasing communication gear
- Paying member stipends
- Paying for special projects

We hope this helps you in the management and operation of your LEPC. If you would like someone to track your progress or further explain the spending categories, please contact your LEPC Field Representative. We will be more than happy to help you attain your goal of maintaining an active and vibrant LEPC.

CONFERENCE.....from page 1

03:45pm-05:00pm: US Department of Justice Update
 05:00pm-7:00pm: Reception & Hors d'oeuvres

Saturday, 10/18/2003

05:00pm-7pm: Early Registration
 07:00am-08:30am: Late registration/Continental Breakfast
 08:30am-08:45am: Opening Remarks
 08:45am-09:45am: Indiana Homeland Security Initiatives
 09:45am-10:15am: Break
 10:15-11:00am: Breakout Sessions 17, 18, 19, 20
 11:05-11:50am: Breakout Sessions 21, 22, 23, 24
 12:00pm-1:00pm: Lunch/LEPC Awards
 01:15pm-2:00pm: Breakout Sessions 25, 26, 27, 28
 02:00pm-2:30pm: Break
 02:30pm-3:15pm: Breakout Sessions 29, 30, 31, 32
 03:15-03:45pm: Break
 03:45pm-05:00pm: Purdue Homeland Institute Overview
 05:00pm-05:30pm: Vendor Drawing
 07:00pm-10:00pm: Dance

Sunday, 10/19/2003

08:30am-09:30am: Managing Major Terrorism
 09:30pm-09:45: Break
 09:45-11:30am: Terrorism

Main Speakers

Susan Brooks, United States Attorney, Southern District of Indiana. Member of Attorney General John Ashcroft's Advisory Committee. Chairperson of the Attorney General's Subcommittee on Victim Witness and Law Enforcement Coordination Issues. (Presentation time is 03:45pm-05:00pm on Friday, 10/18/2003).

Edward Buikema, FEMA Region V Director. Coordinates FEMA's disaster mitigation, preparedness, response, and recovery activities in six states. (Presentation time is 08:45am-09:45am on Friday, 10/18/2003).

Jeff Dyar, NREMT-P, BS, Program Manager, EMS/Health & Safety/Counter-Terrorism, United States Fire Administration, National Fire Academy, Emmitsburg, MD. (Presentation time: 08:30am-09:30am on Sunday, 10/19/2003).

Dennis Engi, Director, Purdue University Homeland Security Institute. Leads teams of researchers who are tasked with tackling issues related to specific types of terrorist threats. (Presentation time: 03:45pm-05:00pm on Saturday, 10/18/2003).

Michael Fagel, Ph.D., CEM, member of National Domestic Preparedness Office (NDPO) SLAG Team at FBI Headquarters in Washington. Has worked in the fire and emergency medical services, in law enforcement and emergency management, as well as in corporate safety, security, and risk management. He has published two textbooks on safety and disaster management. (Presentation time: 09:45am-11:30am on Sunday, 10/19/2003).

Clifford Ong, Indiana Counter-Terrorism and Security Council. Appointed by Governor Frank O'Bannon to serve as the state's Homeland Security Director, he is also liaison to the Federal Homeland Security Office.

Breakout Sessions

1 & 5: Clarissa Snapp, Director, Indiana School Safety Specialist Academy. "Background of the Academy. Fostering a relationship between emergency management and school corporations."

2: Kathy Schoettlin, American Red Cross. "The Red Cross's Role at a Weapons of Mass Destruction incident."

3 & 7: Panhandle Eastern Pipeline and Trunkline Gas Company. "High Stakes Crisis Management."

Conference Registration Form

Marriott East-Indianapolis, IN October 17-19, 2003

Contact the Marriott East 317-352-1231/Room Block Cutoff is October 1, 2003

NAME (As it is to appear on badge)

First _____ Last _____

Street _____

City _____ State _____ Zip _____

Telephone (_____) _____ Fax (_____) _____ Email _____

Agency _____ Title _____

Please check proper discipline:

- | | | | |
|---|---|--|---------------------------------------|
| <input type="checkbox"/> Emergency Management | <input type="checkbox"/> Emergency Medical Services | <input type="checkbox"/> Human Service | <input type="checkbox"/> Industry |
| <input type="checkbox"/> Fire | <input type="checkbox"/> Hazmat | <input type="checkbox"/> Elected Officials | <input type="checkbox"/> LEPC |
| <input type="checkbox"/> Law Enforcement | <input type="checkbox"/> Hospital | <input type="checkbox"/> State Gov't | <input type="checkbox"/> Other: _____ |

CONFERENCE FEE SCHEDULE

Early Registration **\$119.00**

(Before September 1, 2003)

Late Registration **\$150.00**

All purchase orders will be billed at the late registration rate if prior arrangement are not made.

TOTAL DUE \$ _____

Payment Method: ☐Mastercard ☐Visa Check # _____ PO# _____

Credit Card # _____ Expiration Date _____

Card Holder Name _____ Card Holder Signature _____

(Federal Tax ID #35-2067181)

Payment must accompany registration form. Please mail form to the address below or fax to (260)449 -7493.

Please make check payable to: **Emergency Management Alliance of Indiana, Inc.**
Ed LaRocque, Treasurer
1 East Main Street, City/County Bldg
Room B-86
Fort Wayne, IN 46802-1804

Please Note: No refunds will be provided, however registrants may transfer their registration to another person in their organization. Written request to transfer registration is required.

FOR OFFICE USE ONLY

Date Rec'd _____

Amt Rec'd _____

Ck#/CC _____

Special Requests

The *SERCULAR* is the newsletter of the Indiana Emergency Response Commission

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302 W. Washington Street, Room E-208
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(317) 232-3830

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For Additional Information Call 1-800-434-9974

CONFERENCE.....from page 6

4: Wendy Osborne, FBI Special Agent in Charge. "FBI Coordination with Local Law Enforcement Agencies."

6 & 27: Rex Alexander, Lifeline. "Hazmat and Helicopters: What You Don't Know Could Kill You."

8 & 23: Jill Saligoe-Simmell, Indiana GIS Council. "Using GIS to Plan for and Respond to Terrorism."

9 & 20: Dean Larson, US Steel Corp. "Risk Management."

10 & 21: Dave Phelps, Indiana State Police. "Methamphetamine Labs."

11 & 15: Eugene Spafford, Purdue University. "Cyber Security."

12 & 17: Tom Davis, CSX/Norfolk Southern Railroad. "'Post-9/11 Rail Safety'."

13: Joe Wainscott, Law Enforcement Coordinator, US Attorney's Office, Southern District of Indiana. "Information Sharing and Coordination Among Law Enforcement and Other Critical Agencies."

14 & 18: Frank Disimino, Program Manager, US Department of Homeland Security/Office of Domestic Preparedness. "Homeland Security Grants and Funding."

16: Kathy Dayhoff-Dwyer and Ian Ewusi-Wilson, Indiana Emergency Response Commission. "What's New with SARA Title III/LEPC Updates for 2003."

19 & 29: Brad Thatcher, Training and Planning Branch Manager, State Emergency Management Agency. "Community Emergency Response Teams."

22: Barbara Waller, US Department of Transportation. "Anti-Terrorism and Hazardous Materials Update."

24 & 31: Kim Walton, "Critical Incident Stress Management."

25: Jay Roorbach, MPRI, "CRISIS Program to Develop Support Functions and Finance Recording for Disasters."

26: Mark Horowitz, USEPA Region V. "Anthrax and Bio-Terrorism Response in region V."

28: Dick Suekawa, Director, Indianapolis Airport Federal Security. "Increased Security Procedures at Indianapolis Airport."

30: Terry Gilbierth, US Coast Guard. "Port Security and Transportation."

32: Mike Sabones, National Weather Service. "NWS Update and Programs to Assist in Terrorism Response."